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[INSERT NAME]  
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]  
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

**MOS NAME: ANTHONY FONSECA**

**MOS TAX: [REDACTED]**

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

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**Disclosure # 1:**

NYPD SUBSTANTIATED THE FOLLOWING ALLEGATIONS, ARISING FROM 01/21/1999, AGAINST MOS:  
ALLEGATION:

1. THE COMPLAINANT ALLEGES MOS FONSECA POSSIBLY LIKED REGARDING THE RECOVERY OF KNIVES. MOS DID NOT FAIL TO NOTIFY PATROL SUPERVISOR AND DID FAIL TO VOUCHER PROPERTY ACCORDING TO DEPARTMENT RULES.

**Disclosure # 2:**

MOS PLED NOLO CONTENDERE TO THE FOLLOWING DEPARTMENT CHARGES ARISING OUT OF AN INCIDENT ON 12/14/1999:

1. MOS FONSECA DID WRONGFULLY COMMIT ASSAULT IN THE 3<sup>RD</sup> DEGREE – ASSAULTED [REDACTED].  
PENALTY: FORFEIT THIRTEEN (13) DAYS.

**Disclosure # 3:**

NYPD SUBSTANTIATED THE FOLLOWING ALLEGATIONS, ARISING FROM 12/03/2002, AGAINST MOS:

1. DOMESTIC DISPUTE.

**Disclosure # 4:**

MOS WAS GUILTY OF THE FOLLOWING DEPARTMENT CHARGES AND SPECIFICATIONS ARISING FROM 08/07/2007:

ALLEGATION:

1. MOS FONSECA, WHILE ASSIGNED TO SCHOOL SAFETY DIVISION, WHILE ON DUTY, ON OR ABOUT 07/10/2006, AND SEPTEMBER 2006, DID WRONGFULLY AND WITHOUT JUST CAUSE FAIL TO SUPERVISE OTHER MEMBERS OF THE SERVICE UNDER SAID MOS FONSECA'S SUPERVISION.
2. MOS FONSECA, WHILE ASSIGNED TO SCHOOL SAFETY DIVISION, SOMETIME IN SEPTEMBER 2006, DID FAIL AND NEGLECT TO SAFEGUARD DEPARTMENT PROPERTY UNDER HIS CONTROL TO WIT: ABSENCE AND TARDINESS GRIDS FOR THE 23RD, 25TH, 28TH AND 32ND PRECINCTS, IN THAT SAID MOS LOST OR MISPLACED THESE ITEMS.
3. MOS FONSECA, WHILE ASSIGNED TO SCHOOL SAFETY DIVISION, WHILE ON DUTY, ON OR ABOUT AND

BETWEEN 01/05/2007 AND 01/10/2007, HAVING BEEN DIRECTED TO WRITE IN ANOTHER MOS'S MEMO BOOK THAT MOS FONSECA MUST PUNCH IN AND OUT ON MOS FONSECA'S TIME CARD, DID FAIL AND NEGLECT TO COMPLY WITH SAID ORDER.

4. MOS FONSECA, ON OR ABOUT 05/25/2007, DID FAIL AND NEGLECT TO PERFORM THE ASSIGNED DUTIES AS REQUIRED BY COMPETENT AUTHORITY, IN THAT SAID MOS FAILED TO ASSIGN THE CORRECT SCHOOL SAFETY AGENT AS THE ARRESTING OFFICER FOR A PARTICULAR INCIDENT, RESULTING IN THE VOIDING OF SAID ARREST.
  5. MOS FAILED TO PERFORM ASSIGNED DUTIES.
- PENALTY: FORFEIT TEN (10) VACATION DAYS.

**Disclosure # 5:**

NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION, ARISING FROM 06/04/2010, AGAINST MOS FONSECA: ALLEGATION:

1. MISUSE OF TIME

PENALTY: CLOSED ON 10/19/2010.

**Disclosure # 6:**

MOS FONSECA IS A NAMED DEFENDANT IN THE CIVIL ACTION WAYNE JEFFERSON V. CITY OF NEW YORK, ET AL 12CV830, FILED IN U.S. DISTRICT COURT, EASTERN DISTRICT OF NEW YORK

**Disclosure # 7:**

MOS FONSECA WAS GUILTY OF THE FOLLOWING DEPARTMENT CHARGES AND SPECIFICATIONS ARISING FROM 06/05/2012:

1. MOS FONSECA, ASSIGNED TO SCHOOL SAFETY UNIT, ON OR ABOUT 02/29/2012, DID WRONGFULLY AND WITHOUT JUST CAUSE OPERATE A DEPARTMENT VEHICLE IN THAT SAID MOS DID DRIVE HIS ASSIGNED DEPARTMENT VEHICLE TO BROOKLYN WITHOUT PERMISSION AND AUTHORITY TO DO SO.
2. MOS FONSECA, ASSIGNED TO SCHOOL SAFETY UNIT, HAVING CHANGED HIS RESIDENCE DID FAIL AND NEGLECT TO NOTIFY HIS COMMANDING OFFICER BY SUBMITTING FORM CHANGE OF NAME, RESIDENCE OR SOCIAL CONDITIONS REQUIRED.

PENALTY: FORFEIT FIFTEEN (15) VACATION DAYS.

**Disclosure # 8:**

MOS WAS GUILTY OF THE FOLLOWING DEPARTMENT CHARGES AND SPECIFICATIONS ARISING OUT OF AN INCIDENT ON OR ABOUT 04/27/2012:

1. MOS FONSECA, WHILE ON DUTY, ON OR ABOUT APRIL 27, 2012, DID WRONGFULLY FAIL AND NEGLECT TO NOTIFY THE INTERNAL AFFAIRS BUREAU IMMEDIATELY THAT A SCHOOL SAFETY AGENT UNDER HIS SUPERVISION HAD LOST A BAG CONTAINING ALLEGED MARIJUANA THAT HAD BEEN GIVEN TO SAID SSA BY A SCHOOL ADMINISTRATOR.

PENALTY: FORFEIT FIFTEEN (15) VACATION DAYS.

**Disclosure # 9:**

MOS WAS GUILTY OF THE FOLLOWING DEPARTMENT CHARGES AND SPECIFICATIONS ARISING OUT OF AN INCIDENT ON OR ABOUT 11/08/2012:

1. MOS FONSECA, WHILE ASSIGNED TO SCHOOL SAFETY DIVISION PATROL BOROUGH BRONX EAST AND ON DUTY DID WRONGFULLY AND WITHOUT JUST CAUSE PREVENT OR INTERFERE WITH AN OFFICIAL DEPARTMENT INVESTIGATION, TO WIT, SAID MOS IMPEDED AN INVESTIGATION BY GIVING MISLEADING STATEMENTS IN A WITNESS STATEMENT CONCERNING AN INCIDENT HE WAS INVOLVED IN.
2. MOS FONSECA, WHILE ASSIGNED TO SCHOOL SAFETY DIVISION PATROL BOROUGH BRONX EAST AND ON DUTY, DID WRONGFULLY ENGAGE IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, TO WIT: SAID MOS ACTED INAPPROPRIATELY FOR A PERSON IN A SUPERVISORY CAPACITY IN A DEPARTMENT FACILITY BY ENGAGING IN HORSEPLAY.

**Disclosure # 10:**

NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION, ARISING FROM 03/07/2018, AGAINST MOS FONSECA:  
ALLEGATION:

1. MISUSE OF DEPARTMENT EQUIPMENT – VEHICLE – ON DUTY
2. MISUSE OF TIME – ON STRAIGHT TIME

CASE STATUS: CLOSED ON 06/26/2018

PENALTY: A CD ISSUED.

Eric Gonzalez  
District Attorney  
Kings County